IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

THURSDAY, THE 11TH JANUARY 2007 / 21ST PAUSHA 1928

WP(C).No. 29236 of 2006(E)

PETITIONER:

USHAKANTHI.K.,
ASSISTANT KANNADA TRANSLATOR,
LAW DEPARTMENT, SECRETARIAT,
THIRUVANANTHAPURAM.

BY ADV. SRI.P.SHRIHARI
SMT.P.VANI

RESPONDENTS:

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1. STATE OF KERLA REPRESENTED BY ITS SECRETARY TO LAW DEPARTMENT, TRIVANDRUM.

2. KERALA PUBLIC SERVICE COMMISSION REPRESENTED BY ITS SECRETARY, PATTOM, THIRUVANANTHAPURAM.

R1 BY GOVT.PLEADER SHRI.P.NANDAKUMAR.
R2 BY ADV.SHRI.P.C.SASIDHARAN, SC, PSC.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 11/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No.29236/2006.

Petitioner's Exhibits:-

P1: True copy of petitioner's submission dated 12-6-2006.

P2: True copy of petitioner's representation dated 22-6-2006 to Law Minister.

P3: True copy of petitioner's representation to R1 dated 16-9-2006.

P4: True copy of petitioner's application to State Public Information Officer dated 18-9-2006.

P5: True copy of reply to Ext.P5 by the State Public Information Officer dated 7-10-2006.

P6: True copy of petitioner's appeal to the 1st respondent dtd.11-10-2006.

P7: True copy of the relevant extract of category 7 of Rule 4(a) of Secretariat Subordinate Service - Special Rules.

Respondents' Exhibits:- Nil.

(True copy)

kvs/-

K.K.DENESAN, J.

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WP(C).No.29236 OF 2006-E.

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Dated this the 18th day of January, 2007.

J U D G M E N T

The petitioner has been promoted from the post of Asst. Kannada Translator to the post of Legal Assistant Gr.II. The first prayer in this writ petition is for a direction to the 1st respondent to appoint the petitioner to the first arising vacancy of Legal Assistant Gr.II after 2-12-2005. The petitioner's grievance stands redressed to the extent that she had been promoted as Legal Assistant Gr.II. The contention of the petitioner that she is entitled to be promoted against the first vacancy and her right to claim regular appointment from any other date prior to the date of promotion are left open. She is free to submit representation before the 1st respondent with regard to those matters. The 1st respondent shall consider the same with notice to the petitioner and others, if any, interested in the matter. This shall be done as early as possible, in any event, before the seniority list is drawn up or further promotions of Legal Assistant Gr.II are made.

With the above observations, this writ petition is disposed of.

K.K.DENESAN, JUDGE.

kvs/-